

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>In re Application of:</b>	Michael Delaney, <i>et al.</i>	<b>Examiner:</b>	DEODHAR, Omkar A.
<b>Application No.:</b>	10/645,153	<b>Group Art Unit:</b>	3714
<b>Filing Date:</b>	August 21, 2003	<b>Confirmation No.:</b>	7182
<b>Office Action Date:</b>	June 16, 2009	<b>Docket No.:</b>	83336.1535
<b>Title:</b>	<b>FIXED POOL BONUS METHOD AND APPARATUS</b>	<b>Customer No.:</b>	55136

Commissioner for Patents  
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**RESPONSE TO ADVISORY ACTION / RCE**

This document is filed in response to the Advisory Action mailed June 16, 2009 and is filed with a Request for Continued Examination and a three month extension of time.

Claims 1-15 are pending in the present application. Claims 1-15 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Tulley, et al. (U.S. Patent No. 7,179,168) in view of Nicastro (U.S. Patent Publication No. 2003/0027619). In response to the Final Office Action of January 22, 2009, Claims 1, 6 and 11 were amended in the Applicant's amendment dated May 27, 2009. Applicants respectfully request that said amendment be entered pursuant to the request for continued examination.

Applicants also note the Examiner's reference to Koza (U.S. Patent 4,652,998) in the Advisory Action of June 16, 2009. In the amendment of May 27, 2009, Applicants amended independent claims 1, 6 and 11 to more clearly reflect simulation of a Class III style game in a fixed pool environment. As amended, the claimed invention provides a gaming system using a fixed pool of results based on a Class III style game to provide games in which a base game and bonus game may be presented to a player in a simulation of the Class III style game based upon a single game result sent from a central server. Applicants respectfully submit that Koza fails to disclose all the claimed elements.

Respectfully submitted,

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